



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2009 Biennium

Bill #	HB0422	Title:	Revise requirements for probationary driver's license or license reinstatement
Primary Sponsor:	Cohenour, Jill	Status:	As Introduced

- | | | |
|---|--|--|
| <input type="checkbox"/> Significant Local Gov Impact | <input type="checkbox"/> Needs to be included in HB 2 | <input type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts | <input type="checkbox"/> Dedicated Revenue Form Attached |

FISCAL SUMMARY

	<u>FY 2008 Difference</u>	<u>FY 2009 Difference</u>	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>
Expenditures:				
General Fund	\$0	\$0	\$0	\$0
State Special Revenue	\$0	\$0	\$0	\$0
Revenue:				
General Fund	\$300	\$300	\$300	\$300
State Special Revenue	\$300	\$300	\$300	\$300
Net Impact-General Fund Balance	<u>\$300</u>	<u>\$300</u>	<u>\$300</u>	<u>\$300</u>

Description of Fiscal Impact:

This bill mandates a driver rehabilitation program for an individual whose driver's license or driving privilege was suspended or revoked. The revenue generated by this bill would be split between the general fund and Highway State Special Revenue Account in the Department of Transportation.

FISCAL ANALYSIS

Assumptions:

Department of Justice & Department of Transportation

- 61-5-219, MCA, currently allows a person elect to participate in an approved driver rehabilitation program. Upon submission of a certificate of completion of the approved driver rehabilitation program, the person would qualify for a 50 percent reduction in their driver's license reinstatement fee.
- FY 2006 statistics indicate there were 6 individuals who completed the driver rehabilitation program and received a 50 percent reduction in their driver's license reinstatement fee (a reduction from \$200 to \$100).
- Effective October 1, 2007, passage of this proposed bill will require successful completion of an approved driver rehabilitation program for an individual to be eligible for reinstatement of their driver's license.

4. Elimination of the 50 percent reinstatement fee discount would increase annual revenues \$300 for general fund and \$300 for state special revenue.
5. Any workload effort generated by the passage of this bill could be absorbed into the existing resources by adjusting the priorities in daily work planning.

	<u>FY 2008 Difference</u>	<u>FY 2009 Difference</u>	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>
<u>Fiscal Impact:</u>				
<u>Funding of Expenditures:</u>				
General Fund (01)	\$0	\$0	\$0	\$0
State Special Revenue (02)	\$0	\$0	\$0	\$0
<u>Revenues:</u>				
General Fund (01)	\$300	\$300	\$300	\$300
State Special Revenue (02)	\$300	\$300	\$300	\$300
TOTAL Revenues	\$600	\$600	\$600	\$600
<u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u>				
General Fund (01)	\$300	\$300	\$300	\$300
State Special Revenue (02)	\$300	\$300	\$300	\$300

Technical Notes:

1. Drivers refusing alcohol breath tests are not initially processed by a court – law enforcement request only. It is not clear how a driver will be referred to traffic school and how the new requirements will interact with the existing right to appeal to District Court (61-5-211, MCA) and a resulting stay of suspension.
2. For DUI/BAC offenders, it is unclear how existing court referrals for substance abuse assessment – course – treatment requirements (61-8-732, MCA) will interact with new traffic school / defensive driving requirements.
3. Some offenders suspended or revoked under 61-5-205, MCA, are revoked for non-traffic offenses.

*Sponsor's Initials*_____
*Date*_____
*Budget Director's Initials*_____
Date